

1 BILL NO. X-81- 07-50

2 ANNEXATION ORDINANCE NO. X- 06-81

3
4 AN ORDINANCE annexing certain territory, commonly
5 known as the Keller Road Area, to Fort Wayne, IN, and
6 including the same in Councilmanic District No. 4.

7 WHEREAS, at least fifty-one percent (51%) of the owners of the
8 herein described territory have petitioned for voluntary annexation of
9 said territory; and,

10 WHEREAS, said territory is adjacent to the corporate limits;
11 and,

12 WHEREAS, said territory is adjacent to Baer Field Municipal
13 Airport; and,

14 WHEREAS, said territory is an integral part of the Baer Field
15 Airport in that it provides for the shelter, supply, and care of aircraft
16 and for receiving and discharging of passengers and cargo by air, as provided
17 by I.C. 18-5-10-20.2; and,

18 WHEREAS, the City of Fort Wayne is desirous of annexing said
19 territory, therefore,

20 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
21 INDIANA:

22 SECTION 1. That the following described territory be, and
23 the same is hereby, annexed to and made a part of the corporation of the City
24 of Fort Wayne, Indiana, to-wit:

25 Beginning at a point 1110.5' west of the southeast corner
26 of the southwest $\frac{1}{4}$ of Section 8-29-12; thence continuing
27 west on the south line of Section 8-29-12 to the intersection
28 with the west line of the east half of the southwest $\frac{1}{4}$
29 Section 8-29-12; thence north on said line to the north line
30 of south half of Section 8-29-12; thence east on said line
31 to the present City Limits as established in Annexation
32 Ordinance X-57-03-15; thence south along the present City
33 Limits to a point where the present City Limits deflects
34 to the right; thence south 69 degrees 56' west a distance
35 of 1645'; thence south 0 degrees 36' west a distance of
36 308'; thence south 89 degrees 24' east a distance of 1363.0';
37 thence south 44 degrees 46' west to the south line of Section
38 8-29-12; thence west 1110.5' to the point of beginning;
39 containing 75.328 acres of land, more or less.

40 SECTION 2. It is the policy of the City of Fort Wayne to
41 furnish the above described territory within a period of time of one (1)
42 year of the effective date of annexation, governmental services of a non-
43 capital nature in a manner which is equivalent in standard and scope to
44 those non-capital services provided to areas within the City which have
45 similar topography, patterns of land utilization, and population density to
46 the said described territory. It is also the policy of the City of Fort
47 Wayne to provide services of a capital improvement nature to the annexed
48 territory within three (3) years of the effective date of annexation in the
49 same manner as such services are provided to areas already in the City
50 with similar topography, patterns of land utilization and population density,

Page two

and in a manner consistent with federal, state, and local laws, procedures and planning criteria.

SECTION 3. Governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Department of Community Development and Planning. Said Plan was examined by the Common Council and is approved and adopted by the Common Council by the passage of this Ordinance.

SECTION 4. Said described territory shall be part of Councilmanic District No. 4 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 5. This Ordinance shall be in full force and effect after its passage, approval by the Mayor and sixty (60) days after final publication thereof as required by law.

CITY OF FORT WAYNE

APPROVED AS TO FORM AND LEGALITY
THIS 31 DAY OF July 1981

Bud Boffy

Read the first time in full and on motion by Gustick,
seconded by Dulver, and duly adopted, read the second time
by title and referred to the Committee Annexation (and the City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,
Indiana, on 19, the 19 day of October, 1981, at o'clock M., E.S.T.

DATE: 7-28-81

CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Gustick,
seconded by Dulver, and duly adopted, placed on its
passage. PASSED (9) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	<u>0</u>	—	—	—
<u>BURNS</u>	<u>X</u>	—	—	—	—
<u>EISBART</u>	<u>X</u>	—	—	—	—
<u>GiaQUINTA</u>	<u>X</u>	—	—	—	—
<u>NUCKOLS</u>	<u>X</u>	—	—	—	—
<u>SCHMIDT, D.</u>	<u>X</u>	—	—	—	—
<u>SCHMIDT, V.</u>	<u>X</u>	—	—	—	—
<u>SCHOMBURG</u>	<u>X</u>	—	—	—	—
<u>STIER</u>	<u>X</u>	—	—	—	—
<u>TALARICO</u>	<u>X</u>	—	—	—	—

DATE: 10-13-81

CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)
(APPROPRIATION) ORDINANCE (RESOLUTION) No. X-06-81
on the 13th day of October, 1981.

ATTEST:

(SEAL)

CHARLES W. WESTERMAN - CITY CLERK

PRESIDING OFFICER

John Nuckols

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 14th day of October, 1981, at the hour of
11:30 o'clock A. M., E.S.T.

CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 15th day of Oct.
1981, at the hour of 10 o'clock A. M., E.S.T.

WINFIELD C. MOSES, JR.
MAYOR

BILL NO. X-81-07-50

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON Annexation TO WHOM WAS REFERRED AN
ORDINANCE annexing certain territory, commonly known as the Keller
Road Area, to Fort Wayne, IN and including the same in
Councilmanic District No. 4

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE D.D. pass.

BEN A. EISBART, CHAIRMAN

DONALD J. SCHMIDT, VICE CHAIRMAN

VIVIAN G. SCHMIDT

SAMUEL J. TALARICO

MARK E. GIAQUINTA

D.D.
B.A. Eisbart
D.J. Schmidt
V.G. Schmidt
S.J. Talarico
M.E. GiaQuinta

10-13-81

CONCURRED IN

DATE CHARLES W. WESTERMAN, CITY CLERK



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

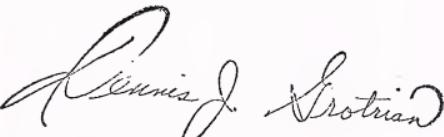
29 September 1981

TO: The Common Council
City of Fort Wayne

RESOLUTION
OF THE
CITY PLAN COMMISSION

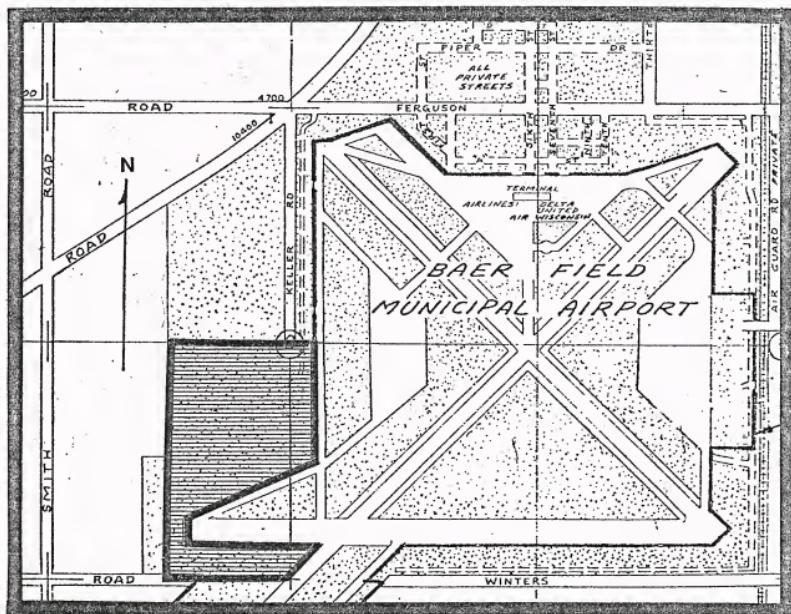
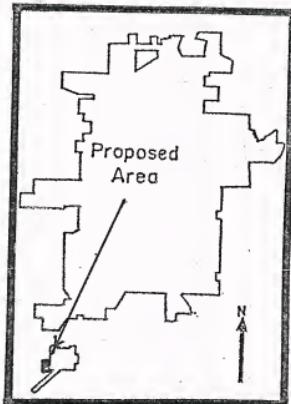
BE IT HEREBY RESOLVED that the City Plan Commission recommends
DO PASS for the Keller Road Annexation, Annexation Bill No. X-81-07-50 and
Resolution No. R-81-07-51.

Certified and signed this
29th day of September 1981.


Dennis J. Grotrian
Secretary

KELLER ROAD ANNEXATION

CITY OF FORT WAYNE
DEPARTMENT OF CD & P



INTRODUCTION

The Keller Road Annexation is a voluntary annexation to the City of Fort Wayne. This area is contiguous to the southwest corner of Baer Field Municipal Airport and is bordered by Keller Road and Winters Road on the north and south, respectively. The City of Fort Wayne owns or leases all of the land within the annexation area.

The Allen County Plan Commission has zoned the area and surrounding land I-2, General Industrial. A combined airport hangar and office complex have been proposed on a small site within the area. The remainder is vacant, and no other development has been proposed for the annexation area at this time.

The Keller Road Annexation satisfies the criteria of the Indiana State Statutes. In addition, the fiscal plan as described in this document fulfills and requirements of Resolution R-56-79, which has been adopted by the Fort Wayne City Council. This plan describes the area to be annexed, sets forth a plan to provide municipal services, and summarizes the financial impact of annexation upon the City.

I. BASIC DATA

A. LOCATION: The proposed annexation area is located on Keller Road adjacent to the southwest corner of Baer Field Municipal Airport. (See attached map.)

B. SIZE: 75.328 acres

C. POPULATION/DENSITY: Vacant. Zero population.

D. BUILDINGS: Current: None
Proposed: An airport hangar-office complex of approximately 61,600 square feet.

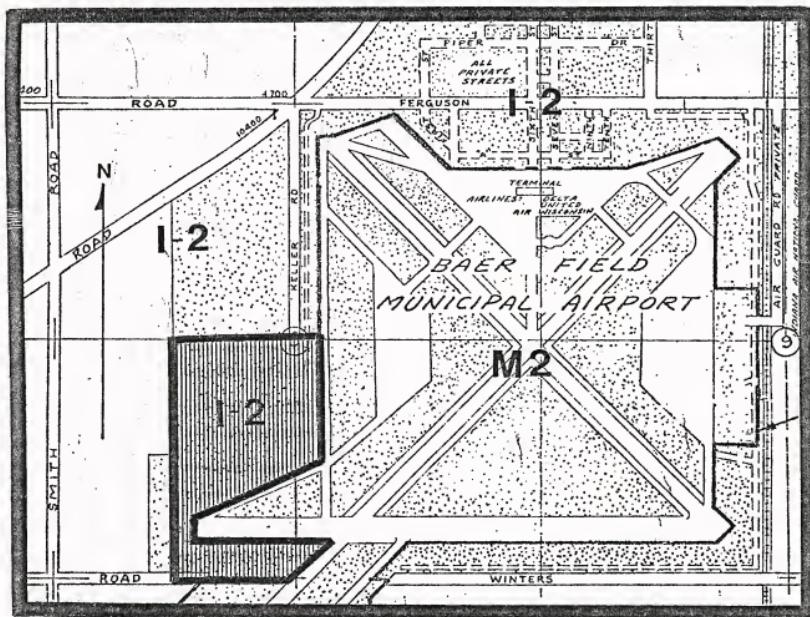
E. LAND USE: Current: Vacant.
Proposed: An airport hangar-office complex on a small site within the annexation area.

F. ZONING: The area and all the land surrounding it in the County are zoned I-2, General Industrial, under the County Zoning Ordinance. This designation converts to M-2, General Industrial District, under the City Zoning Ordinance. Baer Field Municipal Airport, which is already within the City, is zoned M-2.

G. PLANNING: Annexation of this territory allows the City to expand Baer Field Municipal Airport and the services that facility provides. In addition, annexation permits more efficient provision of municipal services, such as police and fire protection. The site is one-eighth contiguous to the corporate limits, and more than fifty-one percent (51%) of the property owners petitioned for annexation, so the requirements for voluntary annexation as outlined in Indiana Law are met. Also, it is an integral part of the Baer Field Airport in that it will provide for the shelter, supply and care of aircraft as well as for receiving and discharging of passengers and cargo by air, as required by other State Laws.

ANNEXATION AREA

ZONING MAP



II. MUNICIPAL SERVICES

Municipal services are analyzed in terms of the needs of the Keller Road Annexation along with the costs of providing these services. As required by Indiana Law, City services will be provided in a manner that treats the annexation area the same as similar areas in the City. Services will be at City standards.

The City of Fort Wayne will provide police and fire protection, emergency medical service, traffic control, solid waste collection, and street and road maintenance as needed upon annexation. New streets and roads, street lighting sanitary and storm sewers, water and other capital improvements will be provided by the developer according to City standards.

A. POLICE:

The Fort Wayne Police Department will become responsible for servicing the area immediately upon annexation. This service generally includes the prevention and detection of criminal activity, the apprehension of criminal offenders, assistance to those who cannot care for themselves or who are in danger of physical harm, the resolution of day to day conflicts among family, friends and neighbors, and the creation and maintenance of feeling of security in the community. The Police Department is also involved in legal work such as participation in court proceedings and protection of constitutional guarantees. Furthermore, it is responsible for the control of traffic and the promotion and preservation of civil order.

The location, size and character of the area to be annexed have been analyzed by the Police Department and an estimate made of the cost of providing police service. The area can be served by extending Police District # 8, and a maximum of eleven police trips a day will be made through the area. Because most of the area is vacant, the site will require almost no service. In any case, there will be daily variations and the Chief of Police will routinely monitor service delivery and make necessary adjustments in patrol districts, patterns and manpower.

This annexation will not necessitate the hiring of additional personnel; therefore, expenses are based upon mileage costs. Using an average of eleven (11) patrols in a twenty-four hour time period, the annual mileage costs would be \$1,807.

Funding for the manpower and equipment used to serve the area will come from the regular Police Department budget which is derived primarily from local property taxes through the General Fund.

ESTIMATED ANNUAL COST: \$1,807

B. FIRE:

The Fort Wayne Fire Department will provide service to the area immediately upon annexation. The services provided include fire protection and suppression, emergency rescue, and fire prevention. Response will come from Station # 5 at 5801 Bluffton Road and Station # 12 at 5300 South Anthony. The response time for the first fire pump should be approximately 4 - 5 minutes.

Serving the proposed development will not require additional personnel or equipment, although any runs to the area, related postage, photography, maintenance, etc., will use some materials. However, the extra materials used for this annexation alone will not lead to an increase in the Fire Department budget. It should also be noted that existing personnel will be used for inspections in the area. However, future annexations will probably make it necessary to build a fire station in this area.

Additional fire protection is provided by the Baer Field Airport crash unit.

ESTIMATED ANNUAL COST: \$0

C. EMERGENCY MEDICAL SERVICE:

Immediately upon annexation, the area will receive full time emergency medical service coverage from the Fort Wayne EMS Department. This includes both Basic Life Support and Advanced Life Support.

EMS response will come from Lutheran Hospital, located at Home and Fairfield Avenues. In addition, for certain emergencies such as heart attacks, the Fort Wayne Fire Department will provide extra assistance. This assistance will come from Stations # 5 and # 12. The Fire Department trains a number of its personnel so that each station has an emergency medical technician. Therefore, the firemen are able to administer medical treatment to residents before the ambulance arrives to transport them.

The method of financing Emergency Medical Service is based on charging residents who use the service. The charge will be \$65 for non-emergency runs to \$120 for emergency runs. This method of financing permits EMS service to be extended to the Keller Road Annexation with its existing budget. In other words, the residents will pay directly for EMS service only when they need it.

ESTIMATED ANNUAL COST: \$0

D. SOLID WASTE COLLECTION:

Because the airport hangar-office complex is an industrial development, it will have to provide its own solid waste collection. The remainder of the annexation area is vacant; therefore, the City will incur no costs for solid waste removal from the site.

ESTIMATED ANNUAL COST: \$ 0

E. TRAFFIC CONTROL:

There are no public roads in the annexation area. Access to it will be provided by an airport perimeter road leading to a private drive. Consequently, the City will incur no maintenance or installation costs for traffic signs.

ESTIMATED ANNUAL COST: \$ 0

F. STREET LIGHTING:

There will be no costs for street lighting because no public roads are being annexed. The City will review development plans for potential areas of concern and regulation.

ESTIMATED ANNUAL COST: \$ 0

G. STREETS AND ROADS:

This annexation does not include any public roads. Access to the area will be provided by an airport perimeter road to a private drive. Therefore, no costs will accrue to the City for the installation and/or maintenance of public streets for the annexation area.

ESTIMATED ANNUAL COST: \$ 0

H. PARKS:

There is no residential population in the annexation area. Also, the surrounding territory is zoned for industrial development; thus, there will be no demand for recreational facilities. As a result, no expenses for parks will be incurred.

ESTIMATED ANNUAL COST: \$ 0

I. FORT WAYNE UTILITIES:

(1) Water: This area is currently supplied with well water from the Baer Field Airport water system. The developer of the airport hangar-office complex will hook into this system at his own expense. The Water Master Plan proposes City water service for this area at a future date, but no efforts are currently underway to implement the relevant portions of the Plan. Consequently, no costs will accrue to the City.

ESTIMATED ANNUAL COST: \$ 0

(2) Fire Hydrants: There are no fire hydrants in the annexation area, and thus, the City will not have any expense in maintaining them. In addition, the developer of the airport hangar-office complex has made other arrangements for fire protection with the approval of the State Fire Marshall. Therefore, the City will not have to install any hydrants for this particular development.

ESTIMATED ANNUAL COST: \$ 0

(3) Sanitary Sewers: The annexation area is served by a 12" sanitary sewer; however, a 12" sewer must be extended to the site of the airport hangar-office complex. The cost of this extension will be borne by the developer.

ESTIMATED ANNUAL COST: \$0

(4) Storm Sewer: According to the County Surveyor and the Department of Water Pollution Control, there are several legal drains and storm sewers in areas adjacent to the annexation territory. The drains and sewers are able to accommodate the storm water run-off from the annexation area, so it will not be necessary to install new facilities. If the developer of the airport hangar-office complex should decide to install storm sewers, it must be at his own expense. Consequently, the City will not incur any expense for storm sewers.

ESTIMATED ANNUAL COST: \$0

J. GENERAL ADMINISTRATIVE FUNCTIONS:

Upon annexation, all administrative functions of the City will be available to the Keller Road area. This includes, but is not limited to the Law Department, the City Plan Commission, the Mayor's Office, the Board of Works, Metropolitan Human Relations, and so on. General administration includes all the regulatory and program functions of the various City departments. When the area is annexed, City departments will be notified and will expand their jurisdictional areas accordingly.

The costs of these services cannot be directly related to the size of population of an area.* Consequently, this plan does not include cost estimates. However, the budgets of these departments are developed with consideration of annexation, thereby, expansion of administrative functions is possible. Funding comes from a variety of resources including the General Fund, monies from the State (MVH for example) and in some cases, Federal Grants.

ESTIMATED ANNUAL EXPENSE: \$0

* Community Development & Planning, Annexation Program and Policy Study, 1975 & 1976.

III. FINANCIAL SUMMARY

The purpose of this section is to report revenues and expenditures from the proposed Keller Road Annexation area. Also, this section will provide a five-year summary of the expenditures compared with the revenues.

A. REVENUES:

All of the annexation area is owned or leased by the Board of Works or the Board of Aviation Commissioners. This land would not produce the City any tax revenues. Also, the site of the airport hangar-office complex would not be taxed because it is owned by a non-profit corporation and leased by the City of Fort Wayne. However, at this time, there is a legal question as to whether or not the structure itself, which will be leased by the City to a for-profit corporation, can be taxed. The attorney for the County maintains that a building used by a for-profit corporation for business purposes is subject to local property taxes, but the attorney for the Board of Aviation Commissioners holds the position that it is not taxable.

Therefore, this report will present two different scenarios of the tax revenues that the City will receive. In the first alternative, the City will receive no taxes from the airport hangar-office complex, but the City will receive taxes in the second. The County Assessor has estimated the assessed value of the structure at \$246,500, netting the City \$7,872 in property taxes per year. Because there is no residential population in the annexation area, the City will not receive any additional taxes from funding sources that are based on population, such as Federal Revenue Sharing and the Local Road and Street funds.

B. EXPENDITURES:

Expenditures reported in the Municipal Services section are summarized here. Capital costs are separated from operating costs, and each is treated as a maximum expenditure.

<u>DEPARTMENT</u>	<u>CAPITAL COSTS</u>	<u>OPERATING COSTS</u>
Police	\$0	\$1,807
Fire	\$0	\$ 0
EMS	\$0	\$ 0
Solid Waste	\$0	\$ 0
Traffic Control	\$0	\$ 0
Streets	\$0	\$ 0
Street Lighting	\$0	\$ 0
Parks	\$0	\$ 0
Water	\$0	\$ 0
Fire Hydrants	\$0	\$ 0
Sanitary Sewer	\$0	\$ 0
Storm Sewer	\$0	\$ 0
Administrative Functions	\$0	\$ 0
Total	\$0	\$1,807

C. FIVE-YEAR SUMMARY:

The Five-Year Summary shows the projected expenditures compared with the tax revenues expected from the Keller Road Annexation area for the first five years after it is incorporated into the City of Fort Wayne. Both scenarios for tax revenues are compared to expenditures.

The summary automatically includes an 11.7% inflation factor for municipal expenditures and a 5% increase in City revenues for each of the five years. The inflation factor was derived from the price indexes found in the 1980 Statistical Abstract of the United States*, but the revenue factor is based on the percent of increase in the assessed valuation of the State of Indiana. This increase is applied to the City's allowed levy ceiling.

Under the second alternative, property tax revenues from the area will not be collected until 1983. Assuming the area is annexed before March of 1982, the City will receive revenues from the structure in 1983.

Alternative I

Year	Expenditures	Property Tax Revenues	Balance
1982	\$1,807	\$ 0	- \$1,807
1983	\$2,018	\$ 0	- \$2,018
1984	\$2,254	\$ 0	- \$2,254
1985	\$2,518	\$ 0	- \$2,518
1986	\$2,813	\$ 0	- \$2,813

Alternative II

1982	\$1,807	\$ 0	- \$1,807
1983	\$2,018	\$7,872	\$5,854
1984	\$2,254	\$8,266	\$6,012
1985	\$2,518	\$8,679	\$6,161
1986	\$2,813	\$9,113	\$6,300

*"Annual Percent Change in Selected Price Indexes: 1960-1970", The 1980 Statistical Abstract of the U.S., U.S. Department of Commerce, Bureau of the Census, 101st Edition, Table 794, p. 478.

IV. SUMMARY AND RECOMMENDATIONS

A. INDIANA ANNEXATION STATUTES:

This voluntary annexation meets the legal requirements of State Statutes by being one-eighth contiguous to the City Limits and by being petitioned by more than 51% of the property owners. It also satisfies other conditions of State Law by providing for the shelter, supply, and care of aircraft and for the receiving and discharging of passengers and cargo by air. The fiscal plan prepared for this annexation delineates the services to be provided to the territory and estimates the costs of these services, including how the services will be funded. No government employees of other governmental entities will lose their jobs as a result of this annexation.

B. FORT WAYNE ANNEXATION POLICY:

In addition to the requirements of Indiana Statutes, the Fort Wayne City Council has other annexation criteria, which are set forth in R-56-79. The following sections outline these criteria and include the responses to the criteria.

(1) The area proposed for annexation must have a unity of interest with the municipality.

The Keller Road Annexation area is needed to expand the services of Baer Field Municipal Airport. As the City grows, it will need expanded and upgraded airport facilities to serve local residents and businesses. This annexation provides land needed for such future expansion.

(2) The advantages to the proposed annexation area must outweigh the disadvantages.

The 70 vacant acres in the annexation area will later be developed at City standards, which simplifies matters more than a later annexation would. Also, the territory will receive City services, such as EMS and police and fire protection. If the City retains ownership of the land in the annexation area, future developers will receive the added benefit of not paying property taxes on the land.

(3) The advantages to the City must outweigh the disadvantages.

All of the land within the annexation territory is owned or leased by Fort Wayne. Annexation of the area would give the City control over development on its own property and would ensure development at City standards.

(4) The deficit of income against expenses to the City must not be unreasonable.

If no property taxes are received from this territory as described in Alternative I, then the City will lose a modest amount each of the five years for policing this area. However, if the City receives property taxes, as explained in Alternative II, then the City would incur a negative balance only the first year.

(5) The City must desire to annex the area.

The City is the principal property owner in the annexation area, and it has already indicated its interest in annexation by petitioning for it.

C. RECOMMENDATION:

It is with careful thought and consideration that the Department of Community Development and Planning recommends that the Keller Road area be annexed to the City of Fort Wayne. This territory satisfies both legal and local criteria for an acceptable and beneficial annexation.

5364
Admn. Appr. _____

DIGEST SHEET

X-81-07-50

TITLE OF ORDINANCE Voluntary Annexation of the Keller Road Area.

DEPARTMENT REQUESTING ORDINANCE CD&P

SYNOPSIS OF ORDINANCE Ordinance annexes territory proposed for the Keller Road Area.

EFFECT OF PASSAGE Territory becomes part of the City. Other effects to be described by fiscal plan to be prepared by CD&P.

EFFECT OF NON-PASSAGE Territory does not become a part of the City.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) To be described by Fiscal Plan to be prepared by CD&P.

ASSIGNED TO COMMITTEE (J.N.) _____



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk - room 122

October 19, 1981

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of October 22, 1981 and October 29, 1981, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. X-81-7-50
Annexation Ordinance No. X-06-81

Please send us 5 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 13th day of October, 1981, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. X-81-07-50 X-06-81 Annexation Ordinance, to-wit:

1 BILL NO. X-81- 07-50

2 ANNEXATION ORDINANCE NO. X- 06-81

3 AN ORDINANCE annexing certain territory, commonly known as the Keller Road Area, to Fort Wayne, IN, and including the same in Councilmanic District No. 4.

6 WHEREAS, at least fifty-one percent (51%) of the owners of the herein described territory have petitioned for voluntary annexation of said territory; and,

8 WHEREAS, said territory is adjacent to the corporate limits; and,

10 WHEREAS, said territory is adjacent to Baer Field Municipal Airport; and,

11 WHEREAS, said territory is an intergal part of the Baer Field Airport in that it provides for the shelter, supply, and care of aircraft and for receiving and discharging of passengers and cargo by air, as provided by I.C. 18-5-10-20.2; and,

14 WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

15 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

17 SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, to-wit:

19 Beginning at a point 1110.5' west of the southeast corner of the southwest $\frac{1}{4}$ of Section 8-29-12; thence continuing west on the south line of Section 8-29-12 to the intersection with the west line of the east half of the southwest $\frac{1}{4}$ Section 8-29-12; thence north on said line to the north line of south half of Section 8-29-12; thence east on said line to the present City Limits as established in Annexation Ordinance X-57-03-15; thence south along the present City Limits to a point where the present City Limits deflects to the right; thence south 69 degrees 56' west a distance of 1645'; thence south 0 degrees 36' west a distance of 308'; thence south 89 degrees 24' east a distance of 1363.0'; thence south 44 degrees 46' west to the south line of Section 8-29-12; thence west 1110.5' to the point of beginning; containing 75.328 acres of land, more or less.

27 SECTION 2. It is the policy of the City of Fort Wayne to furnish the above described territory within a period of time of one (1) year of the effective date of annexation, governmental services of a non-capital nature in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City which have similar topography, patterns of land utilization, and population density to the said described territory. It is also the policy of the City of Fort Wayne to provide services of a capital improvement nature to the annexed territory within three (3) years of the effective date of annexation in the same manner as such services are provided to areas already in the City, with similar topography, patterns of land utilization and population density,

3 and in a manner consistent with federal, state, and local laws, procedures and planning criteria.

Notice is hereby given that on the 13th day of October, 1981, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. X-61-07-50
Annexation Ordinance, to-wit:
BILL NO. X-61-07-50
ANNEXATION ORDINANCE
NO. X-61-07-50

AN ORDINANCE annexing certain territory, commonly known as the "Beer Field" in Fort Wayne, IN, and including the same in Councilmanic District No. 4.

WHEREAS, at least fifty-one percent (51%) of the ownership of the herein described territory have petitioned for Voluntary Annexation of same territory, and,

WHEREAS, said territory is adjacent to the corporate limits, and,

WHEREAS, said territory is adjacent to Beer Field Municipal Airport; and,

WHEREAS, said territory is an integral part of Beer Field Airport and is primarily used for the supply, and care of aircraft and for receiving and discharging of passengers and cargo, as provided in L.C. 10-12-2-2.

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, and,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, that the following

SECTION 1. That the following described territory, be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, to-wit:

Beginning at a point 1110.5' west of the north line of the southwesterly corner of Section 8-29-12, thence continuing west on the south line of Section 8-29-12 to the north line of Section 8-29-12, thence north on the north line of the east half of the southwesterly corner of Section 8-29-12; thence north on said line to the north line of south half of Section 8-29-12; thence east on said line to the present City Limits as established in Annexation Ordinance X-57-03-15; thence south on the present City Limits to a point where the present City Limits defects to the right, bearing 270 degrees 56' 5" west a distance of 164' 0"; thence south 0 degrees 24' east a distance of 1363.0'; thence south 44 degrees 15' west a distance of 56' 5" to the south line of Section 8-29-12; thence west 1110.5' to the point of beginning; containing 75.328 acres of land, more or less.

SECTION 2. It is the policy of the City of Fort Wayne to furnish the same described territory, within a period of time of one (1) year of the effective date of annexation, governmental services of a non-capital nature in a manner and scope equivalent in standard and scope to those non-capital services provided to areas within the City which are similar in family, patterns of land utilization, and population density to the said described territory; it is the policy of the City of Fort Wayne to provide services of a capital improvement nature to the annexed territory in a manner and scope of the effective date of annexation in the same manner as such services are provided to areas already in the City of Fort Wayne, in family, patterns of land utilization, and population density, and in a manner consistent with federal, state, and local laws, procedures and planning criteria.

SECTION 3. Governmental and propagandistic services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory, as developed by the Department of Community Development and Planning. Said Plan was examined by the Common Council and approved by the Common Council by the passage of this Ordinance.

SECTION 4. Said described territory shall be part of Councilmanic District No. 4 of the City of Fort Wayne, Indiana, as described in section 2-9 of Article III of the Code of the City of Fort Wayne, Indiana, 1974.

SECTION 5. This Ordinance shall be in full force and effect from its passage, approval by the Mayor and sixty (60) days after final publication thereof as required by law.

CITY OF FORT WAYNE
BEN A. EISBART
Clerk of Council

Read the third time and fully motioned by Eisbart, seconded by Talarico, and duly adopted, placed in the files of the Clerk.

PASSED by the following vote:

Ayes: Nine, Burns, Eisbart, Giunta, Nuckles, D. Schmidt, V. Schmidt, Schomburg, Steer, Talarico.

Nays: None
Date 10-18-81

CHARLES W. WESTERMAN
City Clerk
JOHN NUCKLES
President of Council

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of October, 1981 at the hour of 11:30 o'clock A.M., E.S.T.

ATTEST:
CHARLES W. WESTERMAN
City Clerk
JOHN NUCKLES
President of Council

Approved and signed by me this 15th day of October, 1981, at the hour of 10:00 o'clock A.M., E.S.T.
WILL MOORE, Jr.
Mayor

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JOHN NUCKLES
President of Council

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Charles W. Westerman City Clerk
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two accrual lines, neither of which shall total more than four solid lines
of the type in which the body of the advertisement is set) - number of equivalent lines

Head	number of lines	0
Body	number of lines	176
Tail	number of lines	2
Total number of lines in notice		178

COMPUTATION OF CHARGES

1.78	lines, 1 columns wide equals 1.78 equivalent lines at .2764 cents per line	\$9.13
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Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)	1.50
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TOTAL AMOUNT OF CLAIM.		\$50.63
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DATA FOR COMPUTING COST

Width of single column 9.6 picas	Size of type 6 point
Number of insertions two	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

D. Rose

Date Oct 29, 1981

Title CLERK

Form 903

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned..... D. ROOSE who, being duly sworn, says that she is..... CLERK of the

NEWS-SENTINEL DAILY newspaper of general circulation printed and published in the English language in the city town FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times the dates of publication being as follows:

10/22/29/81

Subscribed and sworn to before me this

20th day of Oct. 19 81

My commission expires November 29, 1985

Anne M. Perkins

Notary Public

**Suede Hik
for Men
and Women**

Reg. \$32.97 **\$10.95**

NOW...

- Genuine Suede
- Lug Soles
- Padded Collar
- Steel Shank
- Goodyear Welt

Children's
Reg. \$20.97
NOW...